

DECLARATION AND POWER OF ATTORNEY

As the below-named inventors, we hereby state and declare as follows:

Our residence, post office addresses and citizenship information is stated below next to our names.

We believe we are the original, first and only inventors of the subject matter which is claimed and for which a patent is sought on the invention and application entitled, "CEMENTITIOUS COMPOSITION AND RELATED METHOD," the specification of which is attached hereto.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendments referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATIONS

COUNTRY PRIORITY CLAIM	APPLICATION NUMBER	FILING DATE
		Yes ___ No ___
		Yes ___ No ___
		Yes ___ No ___

We hereby claim the benefit under Title 35, United States Code, § 120, of any United States application(s) listed below and, to the extent the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35 United States Code, § 112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

RELATED APPLICATIONS

APPLICATION NUMBER (Patented, Pending, Abandoned)	FILING DATE	STATUS

We hereby declare that all statements made herein are of our own knowledge, are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

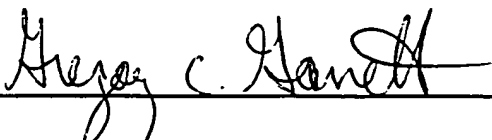
We hereby appoint Stephen T. Sullivan, Reg. No. 32,444, as our attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

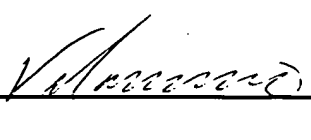
Please direct all correspondence as follows:

Stephen T. Sullivan
5060 North 40th Street
Suite 120
Phoenix, Arizona 85018-2140
Telephone (602) 956-6161
Facsimile (602) 956-6262

INVENTOR

INVENTOR





Mr. Gregory Garrett
2106 West El Alba Way
Chandler, Arizona 85224

Mr. Vito Mariano
11 Bunker Place, R.R. 1 Shanty Bay
Ontario, Canada L0L 2L0

Post Office Address: Same

Post Office Address: Same

Date: 7/23/98

Date: 7-22-98

Citizenship: United States

Citizenship: Canadian



**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER
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Washington, D.C. 20231

JUNE 19, 2000

PTAS

SULLIVAN LAW GROUP
STEPHAN T. SULLIVAN
5060 NORTH 40TH STREET, SUITE 120
PHOENIX, AZ 85018-2140



101331299A

**UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 03/20/2000

REEL/FRAME: 010705/0682
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

MARIANO, VITO

DOC DATE: 07/27/1998

ASSIGNEE:

APPLIED MATERIALS TECHNOLOGIES,
INC.

2106 W. EL ALBA WAY
CHANDLER, ARIZONA 85224

SERIAL NUMBER: 09122584

FILING DATE: 07/24/1998

PATENT NUMBER:

ISSUE DATE:

ANNE HARRELL, PARALEGAL
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

FORM PTO-1619A
Expires 06/30/99
OMB 0651-0027

04-21-2000

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PATENT

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Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, B x Assignments, Washington, D.C. 20231

Correspondent Name and Address

Area Code and Telephone Number

(602) 956-6161

Name **Sullian Law Group**

Address (line 1) **5060 North 40th Street**

Address (line 2) **Suite 120**

Address (line 3) **Phoenix, AZ 85018-2140**

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments.

2

Application Number(s) or Patent Number(s)

☐ Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

09122584

Patent Number(s)

If this document is being filed together with a new Patent Application, enter the date the patent application was signed by the first named executing inventor.

Month Day Year

Patent Cooperation Treaty (PCT)

Enter PCT application number

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Number of Properties

Enter the total number of properties involved.

1

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Fee Amount for Properties Listed (37 CFR 3.41): \$ **40.00**

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Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Enclosed



Deposit Account



Deposit Account Number:

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Authorization to charge additional fees:

Yes



No

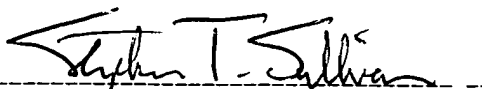


Statement and Signature

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

Stephen T. Sullivan

Name of Person Signing


Signature (Reg. No. 32,444)

March 13, 2000
Date

PATENT RIGHTS ASSIGNMENT

This Assignment is made as of the 24th day of July, 1998, by Vito Mariano, an individual, residing at 11 Bunker Place, R.R. 1 Shanty Bay, Ontario, Canada, L0L 2L0 (hereinafter "Assignor"), to and in favor of Applied Materials Technologies, Inc., an Arizona corporation having a principal place of business at 2106 W. El Alba Way, Chandler, Arizona, 85224 (hereinafter "Assignee").

Whereas Assignor is a co-inventor of the invention described in the application for United States Letters Patent filed on July 24, 1998, now U.S. Serial No. 09/122,584, and entitled "Cementitious Composition and Related Method" for which Assignor executed a Declaration on July 22, 1998 (hereinafter the "Patent Application");

Whereas Assignor desires to assign his entire right, title and interest in and to all patents, patent applications and the like on the above-identified invention to Assignee for valuable consideration; and

Whereas Assignee has provided such valuable consideration to Assignor;

Accordingly, the parties agree as follows:

1. Assignor hereby conveys and assigns to Assignee Assignor's entire right, title and interest in and to the Patent Application and the invention or inventions disclosed in it, including all continuation, continuation-in-part and divisional applications and all continuing prosecution applications based in whole or in part on the Patent Application, and including all patents and reissues resulting from it or them.
2. Assignor hereby conveys and assigns to Assignee Assignor's entire right, title and interest in and to all counterparts to the Patent Application that have been or may be filed outside the United States, whether pursued as a patent, an inventor's certificate, a utility model or the like, including all rights of priority based on the Patent Application, further including all continuation, continuation-in-part and divisional applications and all continuing prosecution applications based in whole or in part on the non-U.S. counterparts, and still further including all patents, inventor's certificates, utility models and reissues based upon or resulting from any of the non-U.S. counterparts.
3. Assignor hereby grants to Assignee the sole and exclusive right to prosecute the Patent Application and all related applications as described in Paragraphs 1 and 2 above, as well as any opposition proceedings, reissue

applications, reexaminations, and nullity or invalidity proceedings. Assignor authorizes all governmental bodies having the power to issue patents, reissues, inventor's certificates or utility models to issue a patent, reissue, inventor's certificate or utility model based on the Patent Application or any related applications as described in Paragraphs 1 and 2 above in the name of Assignee.

4. Assignor agrees upon request and without further consideration, but at Assignee's expense: (a) to assist Assignee in prosecuting the Patent Application and all related applications as described in Paragraphs 1 through 3 above, as well as opposition proceedings, reissue applications, reexaminations, and nullity or invalidity proceedings; (b) to provide Assignee with information concerning the Patent Application to enable Assignee to obtain, secure and protect the rights granted under this Assignment; (c) to sign papers, take oaths and testify in legal proceedings to enable Assignee to obtain, secure and protect the rights granted under this Assignment; and (d) to perform all acts reasonably necessary to enable Assignee to obtain, secure and protect the rights granted under this Assignment.

5. Assignee may assign the rights under this Assignment in whole or in part. All references herein to Assignee include any successors or assigns of Assignee.

6. Assignor acknowledges that Assignee has provided valuable consideration for the rights granted under this Assignment.

JULY 27 98 Vito Mariano
Date Vito Mariano

On this 27 day of July, 1998, before me, the undersigned, personally appeared Vito Mariano, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the foregoing instrument for the purposes therein contained.

IN WITNESS WHEREOF, I have set my hand and official seal.

John J. [Signature]
Notary Public

My Commission Expires:

PATENT
Docket No. 1020-005-DIV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Gregory Garrett et al.)	Group Art Unit: 1714
)	
Entitled: "METHOD FOR)	Examiner: Szekely, Peter A.
TREATING A SWIMMING POOL)	
SURFACE")	
)	
Filed: September 28, 2001)	
)	
Serial No.: 09/966,623)	
)	
_____)	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

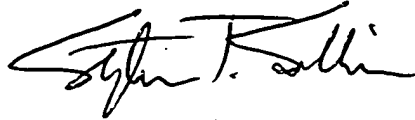
APPOINTMENT OF ASSOCIATE POWER OF ATTORNEY

I, Stephen T. Sullivan, the attorney of record for the captioned patent application, hereby appoint associate powers of attorney, for prosecution of the application identified above and for all transactions with the U.S. Patent and Trademark Office concerning this application and any continuing prosecution applications, continuations and divisionals based upon it, to Sarah L. Malcolm (Reg. No. 53,259) of the Sullivan Law Group.

Please amend the Patent Office records to reflect this change.

Date: June 18, 2003

Respectfully submitted,



Stephen T. Sullivan
(Reg. No. 32,444)

CERTIFICATE OF EXPRESS MAILING

Express Mail Label No. EV 279546731 US
Date of Deposit: June 18, 2003
I hereby certify that this Appointment of Associate
Power of Attorney is being deposited with the U.S.
Postal Service "Express Mail Post Office to
Addressee" service under 37 C.F.R. § 1.10 on the
date indicated above and is addressed
Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313.

